

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

MIGUEL VALDOVINOS CISNEROS,

Defendant.

Case No. CR16-287JLR

DETENTION ORDER

The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. Defendant has been charged with a drug offense, the maximum penalty of which is in excess of ten years. There is a rebuttable presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant has been charged by indictment with conspiracy to distribute controlled substances. Defendant has no prior criminal convictions for felony offenses. The Court received little information about defendant's personal history, residence, family or

1 community ties, employment history, financial status, health, and substance use as defendant was
2 not interviewed by Pretrial Services and information presented to the Court came from the
3 defendant's counsel. The defendant through his attorney made argument as to release, lodged
4 objections to the contents of the United States Probation and Pretrial report, and to detention.
5 Defendant is reportedly a citizen of Mexico. The United States alleges that his presence in this
6 country is illegal. The defendant is viewed as a risk of nonappearance based on his immigration
7 status and a pending immigration detainer. The defendant is viewed as a risk of danger based
8 upon the nature of the instant offense.

9 It is therefore **ORDERED**:

10 (1) Defendant shall be detained pending trial and committed to the custody of the
11 Attorney General for confinement in a correctional facility separate, to the extent practicable,
12 from persons awaiting or serving sentences, or being held in custody pending appeal;

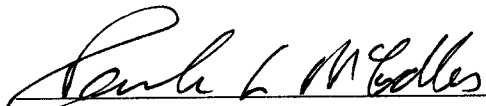
13 (2) Defendant shall be afforded reasonable opportunity for private consultation with
14 counsel; and

15 (3) Either party may move to reopen this hearing upon showing of additional new
16 information properly presented by motion and affidavit to the court; and

17 (4) On order of a court of the United States or on request of an attorney for the
18 Government, the person in charge of the correctional facility in which Defendant is confined
19 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
20 connection with a court proceeding; and

21 (5) The Clerk shall direct copies of this order to counsel for the United States, to
22 counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services
23 Officer.

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2 DATED this 27 day of November, 2016.

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5 PAULA L. MCCANDLIS
6 United States Magistrate Judge
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